

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

HDI GLOBAL SE,
SWISS RE INTERNATIONAL SE,
STARR EUROPE INSURANCE
LIMITED,
VIENNA INSURANCE GROUP, and QBE
EUROPE SA/NV, as Subrogees of Currenta
GmbH & Co. OHG,

C.A. No. 24-878-RGA

Plaintiffs,

v.

FMC CORPORATION,

Defendant.

STIPULATION AND [PROPOSED] ORDER

WHEREAS, on September 27, 2024, Defendant FMC Corporation ("Defendant") will file a Motion to Dismiss Plaintiffs' Complaint pursuant to the doctrine of *forum non conveniens* (the "Motion to Dismiss"); and

WHEREAS, the parties have conferred and agreed that the deadline for Defendant to file an Answer to the Complaint shall be deferred until the Court rules on the Motion to Dismiss;

THEREFORE, IT IS HEREBY STIPULATED AND AGREED by the parties, subject to the approval of the Court, that:

1. Defendant shall not be required to file an Answer to the Complaint while the Motion to Dismiss is pending for a decision by the Court.
2. By entering into the Stipulation, Defendant does not waive any answer or defenses to the Complaint that it may otherwise assert, and expressly reserves all rights to the same, but Defendant will not be permitted to file a second Motion to Dismiss

under Rule 12(b) of the Federal Rules of Civil Procedure, absent further order of the Court.

3. Defendant shall file its Answer, if necessary, within 21 days of the date the Court issues its decision, unless otherwise agreed to by the parties and/or ordered by the Court.

Date: September 27, 2024

SMITH KATZENSTEIN &
JENKINS LLP

/s/ Daniel A. Taylor
Robert K. Beste (#3931)
Daniel A. Taylor (#6934)
1000 North West Street, Suite 1501
Wilmington, DE 19801
(302) 652-8400
rkb@skjlaw.com
dat@skjlaw.com

Attorneys for Plaintiffs

MCCARTER & ENGLISH, LLP

/s/ Daniel M. Silver
Daniel M. Silver (#4758)
Alexandra M. Joyce (#6423)
Renaissance Centre
405 N. King Street, 8th Floor
Wilmington, DE 19801
(302) 984-6300
dsilver@mccarter.com
ajoyce@mccarter.com

*Attorneys for Defendant
FMC Corporation*

IT IS SO ORDERED this 30th day of September, 2024.

/s/ Richard G. Andrews
UNITED STATES DISTRICT JUDGE